

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

STEVE SEGAL, NICK HAMMER, ROBIN  
HOUGDAHL, and TODD TERRY, on  
behalf of themselves and all others similarly  
situated,

Plaintiffs,

v.

RAYMOND BITAR; NELSON BURTNICK;  
FULL TILT POKER, LTD.; TILTWARE, LLC;  
VANTAGE, LTD; FILCO, LTD.; KOLYMA CORP.  
A.V.V.; POCKET KINGS LTD.;  
POCKET KINGS CONSULTING LTD.;  
RANSTON LTD.; MAIL MEDIA LTD.;  
HOWARD LEDERER; PHILLIP IVEY JR.;  
CHRISTOPHER FERGUSON; JOHNSON  
JUANDA; JENNIFER HARMAN-TRANIELLO;  
PHILLIP GORDON; ERICK LINDGREN; ERIK  
SEIDEL; ANDREW BLOCH; MIKE MATUSOW;  
GUS HANSEN; ALLEN CUNNINGHAM; PATRIK  
ANTONIUS and JOHN DOES 1-100,

Defendants.

Case No.: 11-CV-4521 (LBS)

**DECLARATION OF THOMAS H. BURT IN SUPPORT OF PLAINTIFFS' REPLY TO  
TILTWARE, LLC'S RESPONSE MEMORANDUM OF LAW OPPOSING PLAINTIFFS'  
APPLICATION FOR A PRELIMINARY INJUNCTION IMPOSING A  
CONSTRUCTIVE TRUST, AN ACCOUNTING AND EXPEDITED RECOVERY**

I, Thomas H. Burt, do hereby declare upon penalty of perjury:

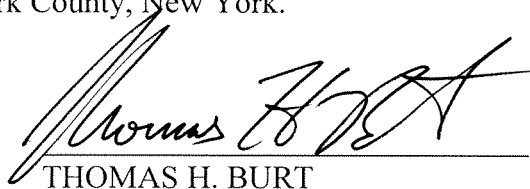
1. I am a member of the law firm Wolf Haldenstein Adler Freeman & Herz, LLC and am admitted to practice law before the Courts of New York State and within this Judicial District. I am one of the counsel to Plaintiffs Steven Segal, Nick Hammer, Robin HougdaHL and Todd Terry in the above-captioned matter, and submit this Declaration in support of Plaintiffs' Preliminary Injunction motion.

2. Attached hereto as Exhibits A through G, and offered in support of Plaintiffs' Reply to Defendants' Response in Opposition to Plaintiffs' Application for a Preliminary Injunction Imposing a Constructive Trust, an Accounting and Expedited Recovery, are true and correct copies of the following Documents:

- Exhibit A: Agreement Between the U.S. Attorney's Office and Vantage Limited d/b/a/ Full Tilt Poker Regarding Use of Domain Name FullTiltPoker.com, *U.S. v. Pokerstars*, No. 11-CV-2564(LBS) (Dkt. No. 11) (filed Apr. 20, 2011) (certified as true copy by this Court on July 11, 2011).
- Exhibit B: Complaint, *Ivey v. Tiltware*, No. A-11-642387-C (Nev. 8th J. Dist., Dept. 1, June 1, 2011).
- Exhibit C: Roger S., *Full Tilt Poker Founders*, Gambling Sites, [www.gamblingsites.com/bio/full-tilt-poker-founders](http://www.gamblingsites.com/bio/full-tilt-poker-founders), last accessed July 17, 2011.
- Exhibit D: Declaration of Joseph Weiss in Support of Preliminary Injunction (attesting that the corporate filings attached therein are true and correct copies).
- Exhibit A Submission No. 4561981, Pocket Kings Limited, Papers of Incorporation.
- Exhibit B Submission No. 7465424, Form B1, Annual Return for Company (with Financial Statements).
- Exhibit C Submission No. 4751683, Pocket Kings Training Limited, Papers of Incorporation.
- Exhibit D Submission No. 4767557, Pocket Kings Training Limited, Form G1Q, Notice of Special Resolution Changing Name of Company to Pocket Kings Consulting Limited.
- Exhibit E Submission No. 4515213, Pocket Kings Consulting Limited, Form B1, Annual Return for Company (with Financial Statements for the year ended April 30, 2010).

- Exhibit E: Verified Complaint, *U.S. v. Pokerstars*, No. 11-CV-2564(LBS) (Dkt. No. 8 ) (filed Apr. 20, 2011) (certified as true copy by this Court on July 11, 2011).
- Exhibit F: Declaration of Steven Segal In Support of Application For Preliminary Injunction Imposing Constructive Trust, An Accounting and Expedited Discovery.
- Exhibit G: Declaration of Beth A. Landes Regarding Media Reports on Foreign Investment in Full Tilt Poker, appending three news articles:
- Exhibit A Tom Victor, *Full Tilt Deal Could Be Sealed Next Week*, EGambling Review Magazine (Jul. 7, 2011), <http://www.egrmagazine.com/news/1677627/full-tilt-deal-could-be-sealed-next-week.shtml> (last visited Jul. 12, 2011).
- Exhibit B Nathan Popper, *Full Tilt Poker To Be Sold To European Investors*, Los Angeles Times (Jul. 1, 2011), <http://articles.latimes.com/print/2011/jul/01/business/la-fi-online-poker-20110701> (last visited Jul. 12, 2011).
- Exhibit C Alexandra Berzon, *Full Tilt Owner Finds Buyer*, Wall Street Journal, (July 1, 2011, 9:10 am), [http://online.wsj.com/article/SB10001424052702304584004576419531429712862.html?mod=googlenews\\_wsj](http://online.wsj.com/article/SB10001424052702304584004576419531429712862.html?mod=googlenews_wsj).

Executed this 18th day of July, 2011, in New York County, New York.



THOMAS H. BURT